G. R. S. 59] (2) GTB—15,000—20-12-13

GENERAL AND REVENUE SECRETARIAT.

191 .
(police)
25.
File No. ~~1190~~ of 01-2.

Serial Nos. 1 to 5

Papers Filed.

Month November 01.

SUBJECT.

Prosecuting Inspector for the Kolar Gold Fields.

PREVIOUS REFERENCES.	LATER REFERENCES.
	C/S Docket: Bhimasena Rao

J. 574

OFFICE OF THE DIWAN OF MYSORE. 5273 19.X.01. 1901

(General Serial No. 30.)

From

To F. C. C. Carr Esquire
Deputy Commissioner
Kolar District

M. V. Nanjundayya Esqre M.A., M.L.
Secy: to the Govt: of Mysore
Genl: & Rev: Depts.

Dated 17th October 1901.

Despatched

Received — " —

General No. C. 682 } 190 .
No.

Enclosures Number. 3

Pointing out the urgent need of an efficient and qualified Police Officer to conduct prosecution of cases in the Special Magistrate's Court, Kolar Gold Fields

Kolar Deputy Commissioner's Off
Camp Champion Reefs
Dated 17th October 1901

From

F. C. C. Carr, Esquire
Deputy Commissioner, Kolar

To.

H. V. Nanjundayya Esqr M. A., M. L.
Secretary to the Government of
Mysore, General and Revenue
Departments

Sir,

I have the honor to submit herewith, for the favourable consideration and early orders of Government, copies of Special Magistrate's letter No. 428 dated the 7th instant and my reply thereto, calling attention to the urgent need of an efficient and qualified Police Officer for conducting the prosecution of cases in the Court of the Special Magistrate.

Copy of para 6 of my letter No. C.571 of the 4th instant to the address of the Inspector General of Police in Mysore is also enclosed.

I have the honor to be
Sir,
Your most obedient Servant

Deputy Commissioner
Kolar Dist

1901

From

R. B. Plumer Esqr
Special Magistrate
Kolar Gold Fields

To.

F. B. C. Carr Esqr
District Magistrate
Kolar District

Dated 7th October 1901

Despatched 8th October 1901

General No. 428

Sir,

I have the honor to again bring to your notice the necessity for an intelligent and capable prosecuting Officer in this Court.

At present unless Inspector O'Dobert or the Bowringpet Taluq Inspector happens to be prosecuting, or unless the case is a Min case in which the Companies have engaged a Pleader, work of a Prosecuting Officer practically devolves on the Court, failing which half the case

cases would be lost through bad prosecution.

In India it is of course the common experience that in the absence of a Pleader to defend the accused, the Court has to play the roll of a defence Pleader and practically cross examine witnesses, but it does not seem right especially in a Court with the very large number of cases that mine has, that the Magistrate should have to do one of the legitimate duties of the Police in order to prevent good cases from being spoiled by bad prosecution.

As an instance in point, in a case I am now trying, in which Hari Singh is attempting to conduct the prosecution, almost the whole examination of the first three and most important witnesses has fallen on the Court; this process is necessarily unsatisfactory as in the first place beyond the short Summary in the Charge Sheet, the Court is not in a position to know what the witness is going to speak to.

It also of course makes the examination of the witness a much longer business than if a competent prosecuting Officer with a full knowledge of his case could have been present to examine the witnesses

Yet without it, most important items of evidence would not have been elicited from each witness, for Hari Singh's idea of prosecution seems to put the witness in the box and to leave him to tell in a rambling manner what he knows or thinks he ought to say about the case with a few pertinent leading ones — if he possibly can slip them in, as to identity of accused or property.

In this he is little worse than the majority of the Police Officers on the field who in the matter of prosecution work compare, in my opinion, most unfavourably with the ordinary Taluq Inspector.

The number of cases before me being so many, I cannot get through them sufficiently quickly to keep up with them if I have, in a great number of them, to do the prosecuting Officer's work for him and I therefore again press the matter on your attention as one of considerable importance in the efficient working of Police and Magistrial

(5

(7

work on the Fields.

I have the honor to remain

Sir,

Your very obedient Servant

R. B. Plumer

Special Magistrate.

"Copy"

Deputy Commissioner

Enclosure to Serial 6

(General Serial No. 30.)

1901

From

F. C. B. Carr, Esquire
Deputy Commissioner
Kolar District

To

R. B. Plumer, Esquire
Special Magistrate
Kolar Gold Fields

Dated 16th

Despatched 17th October 1901

Received

General No. C. 680 } 190 .
No.

Enclosures Number.

Sir,

In reply to y
of the 7th inst — No. 428,
urging the necessity for an
intelligent and capable —
Prosecuting Officer in your
Court, I have the honor
to state that a copy of your
letter will be forwarded to
the Inspector General of Police
in Mysore and to the
Government.

I may point out
that I have already addressed
both Government and the

Inspector General of Police, on the same subject, as I consider it of vital importance that the prosecution of cases should be conducted by an efficient and qualified Police Officer.

I have the honor to be
Sir,
Your most obedient Servant
(Sd) T. C. Carr
Deputy Comm

"Copy"

"Deputy Commissioner

4
Enclosure
No. 1

Para 6. of letter No. C 5711 dated the 4th October 1901, to the Inspector General of Police, Burma.

6. In reviewing the work done by the Police under the new administration, special mention must be made of the hard labour by Mr. R. B. Plummer, who has held the post of Special Magistrate during the whole year, in aiding the Police.

I cannot speak too highly of the zealous and able manner in which Mr. Plummer has carried out his arduous and somewhat monotonous duties, and of the loyal assistance he has rendered me and the Police in bringing about a better state of criminal

Justices on the Field.

The weak point in his opinion is the way in which the Police — bring up prosecute and handle their cases in Court.

I have myself noticed this on several occasions and I would very strongly recommend the posting of a really able prosecuting Inspector to the Field.

Vakils and Lawyers of standing and Experience appear in a large number of cases before the Special Magistrate, and it is most essential that the conduct of Police cases should be in the hands of a specially qualified officer.

× ×

"Extract"

F. Clem

Deputy Commr.

Kolar District

17/10/01.

5385 Jt 14
Jl - 2

SECTION 4 & 2 & 6
FILE No. 26 & 7
SERIAL No. 2

FROM 23-10-01 1901

THE INSPECTOR GENERAL
OF POLICE IN MYSORE.

To

THE SECRETARY TO THE GOVT. OF MYSORE,
GENERAL AND REVENUE DEPTS.

Dated 20
Despatched
Received October 1901
General No. 56
No.
Enclosure No.

Submitted to the Dewan.
I think this proposal
may be sanctioned.
21/10/1901

Read
25-10-01

Proposing a Prosecuting
Inspector for the Kolar
Gold fields & Special Magis-
trate.

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 66 Dated. Mysore. 20. October 1901

Enc. 1

From B. K. Venkataramada Iyengar Esqr

Offg: ~~The~~ INSPECTOR GENERAL OF POLICE IN MYSORE.

To H. V. Nanjundayya Esqr. M.A, M.L.

~~The~~ SECRETARY TO THE GOVT. OF MYSORE,
GENERAL AND REVENUE DEPARTMENTS.

Sir,

In his administration report of the Kolar Gold Fields Police for the year 1900-1901, Mr. Carr, the Deputy-Commissioner of Kolar, alluded, in para 6 thereof, to the want of an Inspector to prosecute cases before the Special Magistrate of the Kolar Gold Fields. In continuation of it, he now urges the point in his letter No. C. 681 of the 16th October 1901, and sends a copy of letter No. 428 of the 7th October 1901 of the said Special Magistrate, detailing the inconveniences arising from want of an officer to prosecute cases before him.—

Copies of the said 6th para of the 15 Administration Report, the Special Magistrates and the Deputy Commissioners letters are herewith Submitted. If the Government are pleased to Sanction the proposal, I beg to state that Mr. Narayan Rao B. A., B. L., Police Inspector in charge of the Head Quarters Police School in the Inspector Generals Office at Bangalore, may be sent to prosecute cases before the Special Magistrate of the Kolar Gold Fields, with an allowance of Rs 30/- to his present pay which is Rs 70 plus Rs 15 horse allowance. His place need not be filled up, as there need not be 2 Police Schools at Bangalore, one in the District office and one in the Inspector Generals office, but both may be amalgamated and placed under the Inspector General in charge of the Inspector of the District School.

I have the honor to be
Sir
your most obedient servant

M. Venkat

Offg. Inspector General of Police

Enclosure to letter

Para 6 of the letter No-571 dated the 4th October 1901, from the Deputy Commissioner of Kolar:—

× × × × × ×

In reviewing the work done by the Police under the new administration, special mention must be made of the part taken by Mr. D. B. Plumer, who has held the post of Special Magistrate during the whole year, in aiding the Police.

I cannot speak too highly of the zealous and able manner in which Mr. Plumer has carried out his arduous and somewhat monotonous duties, and of the loyal assistance he has rendered me and the Police, in bringing about a better state of criminal justice on the Field.

The weak point in his opinion is the way in which the Police prosecute and handle their cases in Court.

I have myself noticed this on several occasions and I would very strongly recommend the posting of a really able prosecuting Inspector to the Field.

Vakils and Lawyers of standing and experience appear in a large number of cases before the Special Magistrate, and it is most essential

that the conduct of Police cases should be in the hands of a specially qualified officer.

× × × ×

From,

R. R. Plumer Esq.
Special Magistrate
Kolar Gold Fields

To,

J. E. C. Carr Esq.
District Magistrate
Kolar District.

Dated 7th October 1901
No - 428

Sir,

I have the honor to again bring to your notice the necessity for an intelligent and capable prosecuting officer in this Court.

At present unless Inspector O'Doherty or the Bowringpet Taluk Inspector happen to be prosecuting, or unless the case is a Mine case in which the companies have engaged a pleader, work of a prosecuting officer practically devolves on the Court, failing which, half the cases would be lost through bad prosecution. In India it is of course the common experience that in the absence

of a pleader to defend the accused, the Court has
to play the role of a defence pleader and practically
cross examine witnesses, but it does not seem right
especially in a Court with the very large
number of cases that Mine has, that the Magistrate
should have to do one of the legitimate duties of
the Police in order to prevent good cases from being
spoiled by bad prosecution.
As an instance in point, in a case I am now trying
in which Hari Singh is attempting to conduct the
prosecution, almost the whole examination of the
first three and most important witnesses
has fallen on the Court; this process is ne-
cessarily unsatisfactory as in the first place
beyond the short summary in the Charge Sheet,
the Court is not in a position to know what
the witness is going to speak to.

It also of course makes the examination of
the witness a much longer business than if a
competent prosecuting officer with a full know-
ledge of his case could have been present to
examine the witnesses.

Yet without it, most important items of evidence would not have been elicited from each witness, for Hari Singh's idea of prosecution seems to put the witness in the box and to leave him to tell in a rambling manner what he knows or thinks he ought to say about the case with a few questions - leading ones - if he possibly can - like them as to identity of accused or property.

In this he is little worse than the majority of Police Officers on the Field who in the matter of prosecution work compare in my opinion most unfavorably with the ordinary Taluk Inspector.

The number of cases before me being so many, I cannot get through them sufficiently quickly to keep up with them if I have, in a great number of them to do the prosecuting Officer's work for him and I therefore again press the matter on your attention as one of considerable importance in the efficient working of Police and Magisterial work on the Fields.

I have

I have &c:-

/sd/ R. B. Plumer

Special Magistrate

"Copy"

/sd/ J. E. C. Carr

Asstg Comr.

Kolar Dt.

From,

J. E. C. Carr Esqr.

Deputy-Commissioner

Kolar District.

To,

B. D. Venkatarama Ayengar Esqr.

Offg: Inspector General of Police

in Mysore

No - C 681 D/ 16. October 1901.

Sir,

In continuation of para 6 of my letter No C. 571 dated the 4th October 1901, with my review on the Police Administration Report of the Kolar Gold Fields, I have the honor to forward herewith for your information copy of the† marginally noted letter calling attention to the urgent necessity of an efficient and qualified Police Officer to conduct

† Letter No: 628 dated 7.10.01 from the Special Magistrate - Kolar Gold Fields.

conduct the prosecution of cases in the Special Magistrate's Court.

I have &c:
/Sd/ J. E. P. Carr
Deputy Comr.
Kolar 8/-

Copy
[illegible]
Offg: Inspector General of Police.

5825
6-XI-07 190
OF MYSORE

2256

THE INSPECTOR GENERAL
OF POLICE IN MYSORE.

Police

No. 26 Genl 01-2

To

THE SECRETARY TO THE GOVT. OF MYSORE,
GENERAL AND REVENUE DEPTS.

Dated 4

Despatched 5 November 1907

Received

General No. 2256

No. 177

Enclosure No.

Recommending
that the pay of Inspector
C. Narayana Row Ba. B.L
may be raised to Rs 100
as Prosecuting Inspector
for Kolar Gold Fields

Jmd.
6.11.07

XX

H.J. previous Correspondence regarding
7.11.07 to the Dewan on 24.10.01

HGCPE—5-3-01-1000

Rec'd
SM
7-11-07
5.15 P.M.

Subd. This may be subd. to the Dewan
in Continuation. Please see
SM 7/11/07 to D.P.W. for information

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 2256/177 DATED 4th November 1901

Enc.

FROM

B. K. Venkatavaradaiengar Esq:

offg: ~~THE~~ INSPECTOR GENERAL OF POLICE IN MYSORE.

To A. V. Narsimdayya Esq. M.A. M.L,

~~THE~~ SECRETARY TO THE GOVT. OF MYSORE,

GENERAL AND REVENUE DEPARTMENTS.

SIR,

In continuation of this office letter No: 66 of the 20th October 1901 about a Prosecuting Inspector for the Kolar Gold Fields, I beg to state that instead of giving an allowance of 30 Rs. per month to Inspector Narayana Rao, B. A. B. L. his pay may be raised to Rs 100/-

as

as Prosecuting Inspector.

I have the honor to be,
Sir,
Your most Obedient Servant,
E. Denham
Actg: Inspector General of Police

23

9722

6321

18-11-'01 1901

4

THE INSPECTOR GENERAL
OF POLICE IN MYSORE.

Police -
26 449 of 01-2

THE SECRETARY TO THE GOVT. OF MYSORE,
GENERAL AND REVENUE DEPTS.

Dated 16

Despatched November 1901

Received

General No. 2545

No. 199

Enclosure No. 1

Submitting Kolar
Dy. Comr's docket No. 778
of 15/11/01 re Prosecuting
inspector for Kolar Gold Fields.

Send
16.11.01

1.

19.11.01

No refs quoted inside were called for & sent on 24.10.01 & 7.11.01 respectively.

19.11.01

HGCPB—5-3-01-1000

Subd for orders to Depn in cantt.

20.11.01

Send
20/11/01

OFFICE OF THE

INSPECTOR GENERAL OF POLICE IN MYSORE.

No. 2545/199 DATED Bangalore, 16th November 1901.

Enc. 1

FROM

B. K. Venkatavaradha Iyengar Esqr,

Offg. ~~THE~~ INSPECTOR GENERAL OF POLICE IN MYSORE.

To H. C. Nanjundayya Esqr. B.A, Bl.,

~~THE~~ SECRETARY TO THE GOVT. OF MYSORE,

GENERAL AND REVENUE DEPARTMENTS

SIR,

In continuation of my letters

Nos. 66 and 2256/177 of the 20-10-1901 and 4.11.1901

respectively in re. the appointment of a Prosecuting Inspector

for the Kolar Gold Fields, I beg to Submit

herewith a copy of letter No. 778 of the 15th

November 1901 from the Deputy-Commissioner

of Kolar, urging for early orders in the matter.

I have the honor to be,

Sir,

your most obedient Servant,

B. K. Venkatavaradha Iyengar

Offg. Inspector General of Police.

BI.

Enclosure 1901-1902 vol

1899

From J.E.C. Carr Esqr.,
Deputy Commissioner,
Kolar District.

To B.K. Venkataramada Iyengar Esqr.,
Inspector General of Police
in Bngore.

Dated 15th November 1901.

Despatched

Received

General No. 778

No. Camp.

Enclosure No.

Sir,

With reference to your memo No. 67 dated 20th October 1901, forwarding copy of your letter to the Secretary to the Government recommending the appointment of a prosecuting inspector for for the Kolar Gold Fields, I have the honor to request to be informed if the Government have sanctioned your proposal and when the man can be expected here for duty.

I have &c.,

"Copy" Sd/ J.E. Carr
Dty. Comr.

Offg: Inspector General of Police.
16.11.1901

27.

Police

26 49 of 01-2-

E No

5

SER AT N

read:-

Letter No 682 D 17. Oct 01, from the Dy Com^ Kolar Dt pointing out the urgent need for an Efficient and qualified Police officer to Conduct the prosecution of Cases in the Spl Magts Court, K.G.F. Hills

2. Correspondence ending with letter No 2256/177 D 5th Nov 01 from the Dy of Police in Mysore recommending that in case the proposal of the Dy Com^ Kolar Dt is Sanctioned, I. Narayanarao Ba. Bk. Police Inspr in charge of the Hd Qrs Police School, may be appointed as Prosecuting Inspr on Rs 100/- per mensem.

D o 8309-11 ; 30/11/01
J 734

Order:

As recommended by the Dy of Police in Mysore, I Narayanarao Ba. Bk, is appointed as

8 Prosecuting Inspector
Solar Gold Fields on Rs 100
monthly
probation for 6 months,
to be
the result of ~~this work~~ being
reported after that period.

Forwarded
Sd/-
29/11/01

SN
29-11-01.

Sd/- Supdt of Police in Mysore
Sd/- Compld Asst. in Mysore

Dy Asst. Commr. Kolar District